Litter Act 1983

1983 CHAPTER 35

7 Litter bins in Scotland.

(1) A litter authority in Scotland may provide and maintain receptacles for the deposit of litter (in this section referred to as "litter bins"), and may within their area set up litter bins in any place situated—

[[F1](a) in or adjacent to any road (within the meaning of the Roads (Scotland) Act 1984) maintainable or maintained by a local authority,**]**

(b) on any land owned or occupied by the litter authority.

(2) A litter authority in Scotland—

(a) shall from time to time empty and cleanse any litter bins set up by them under subsection (1) above,

(b) may so deal with any other litter bins set up in any place in their area, being a place situated as mentioned in subsection (1) above,

(c) may in such manner as they think fit remove and dispose of litter taken from such litter bins or any litter found lying in any such place.

(3) For the purpose of the exercise of their powers under subsection (2) above, a litter authority may provide and use such plant or apparatus for treating or disposing of litter as they may think necessary.

(4) The powers conferred on a litter authority by this section shall be exercisable in relation to any place in their area which is not situated as mentioned in subsection (1) above, but in relation to such a place the powers shall be so exercisable—

(a) only with the consent of all persons having an interest in the land on which the place is situated,

(b) on such terms as may be arranged between the litter authority and those persons.

(5) A litter authority may arrange by agreement for any power conferred or duty imposed on them by this section to be exercised or performed on their behalf by some other person on such terms as may be specified in the agreement.

(6) This section has effect in substitution for the corresponding provisions of any local Act regarding the provision of litter bins and the removal and disposal of litter by

a litter authority in Scotland, and every such corresponding provision shall cease to have effect.

Textual Amendments

F1 S. 7(1)(*a*) substituted by Roads (Scotland) Act 1984 (c. 54, SIF 108), s. 156(1), **Sch. 9 para. 90**

Modifications etc. (not altering text)

C1 S. 7(4): Power to contract out functions of Secretary of State conferred (16.3.1996) by S.I. 1996/878, art. 2, **Sch. para. 3**

Changes to legislation:
There are currently no known outstanding effects for the Litter Act 1983, Section 7.